

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
DANVILLE DIVISION

UNITED STATES OF AMERICA)
)
V.) Cr. No. 4:18-CR-00011-01
)
MARCUS JAY DAVIS,)
Defendant.)

**OBJECTIONS OF MARCUS DAVIS TO GOVERNMENT'S
EXHIBITS**

In the Court's Scheduling Order, the Defendants are required to file by August 2, 2019, any objections to the authenticity, foundation, and completeness of the Government's exhibits. Thus, this pleading does not address Mr. Davis's objections on other bases including but not limited to hearsay, relevance, undue prejudice, and violations of the Confrontation Clause of the Sixth Amendment, which objections, if any, will be addressed in Motions in Limine due at a later date.

Regarding objections to completeness, Mr. Davis notes that the Government's exhibits include several video statements, transcripts, and

proffer notes of various witnesses. Often these statements and/or recordings are redacted such that only particular clips are included. Under Rule 106 of the Federal Rules of Evidence and the common law rule of completeness, Mr. Davis objects to any partial document, statement or recording being introduced without the introduction of the entire document, statement or recording. *Beech Aircraft Corp. v. Rainey*, 488 U.S. 153 (1988); Fed. R. Evid. 106.

Respectfully submitted,
Marcus Jay Davis

By: s/Anthony F. Anderson
Counsel for Defendant

By: s/Beverly M. Davis
Counsel for Defendant

Anthony F. Anderson, VSB #21345
Melissa W. Friedman, VSB #27277
Anderson & Friedman
P. O. Box 1525
Roanoke, Virginia 24007
(540) 982-1525
(540) 982-1539 (fax)
afa@afalaw.com

Beverly M. Davis, VSB # 33784
Davis, Davis & Davis, Attorneys
519 Second Street
Radford, Virginia 24141
(540) 639-9095
540-639-9095 (fax)
bevdavis@davisattys.com

CERTIFICATE OF SERVICE

I hereby certify that this 2nd day of August, 2019, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record including the following:

Heather L. Carlton, Esquire, AUSA
Ronald Mitchell Huber, Esquire, AUSA
United States Attorney's Office
Charlottesville
255 West Main Street, Room 130
Charlottesville, Virginia 22901
434-293-4283
heather.carlton@usdoj.gov
ron.huber@usdoj.gov

s/Anthony F. Anderson
Anthony F. Anderson
Anderson & Friedman
1102 Second Street, S. W.
P. O. Box 1525
Roanoke, Virginia 24007
(540) 982-1525
(540) 982-1539 (fax)
afa@afalaw.com